

Court No. - 86

Case :- APPLICATION U/S 482 No. - 36606 of 2023

Applicant :- Ashutosh Singh

Opposite Party :- State of U.P. and Another

Counsel for Applicant :- Udai Prakash Deo Pandey

Counsel for Opposite Party :- G.A.

Hon'ble Rajiv Gupta,J.

1. Heard learned counsel for the applicant, learned A.G.A. and perused the record.

2. This application u/s 482 Cr.P.C. has been filed by the applicant with the prayer to quash the charge sheet dated 20.5.2023 as well as cognizance order dated 3.8.2023 passed by learned Civil Judge (J.D.) F.T.C. Mirzapur in case no. 1166 of 2023, State Vs. Vandana and others, arising out of case crime no. 43 of 2023, u/s 147, 323, 504, 506, 420 I.P.C. P.S. Ahraura, District Mirzapur as well as the entire proceeding of case no. 1166 of 2023, State of U.P. Vs. Vandana and others, arising out of case crime no. 43 of 2023, u/s 147, 323, 504, 506 420 I.P.C. P.S. Ahraura, District Mirzapur, pending in the court of Civil Judge (J.D.)F.T.C. Mirzapur.

3. Learned counsel for the applicant has made a statement at the bar, on instructions, that he does not want to press other prayers made in the application and states that the applicant is ready to surrender before the court below and seek his bail and that his release be considered in view of law laid down by Hon'ble Apex Court in the case of Satender Kumar Antil Vs. Central Bureau of Investigation and another reported in

(2022) 10 SCC 51.

4. Per contra, learned A.G.A. has submitted that he has no objection to the prayer made by learned counsel for applicant for not pressing the other prayers made in the application.

5. In view of the above, in case the applicant appears before the court below within three weeks from today and seeks bail, his release be considered in view of law laid down by Hon'ble Apex Court in the case of Satender Kumar Antil Vs. Central Bureau of Investigation and another reported in (2022) 10 SCC 51.

6. With the aforesaid observations, this application filed u/s 482 Cr.P.C. is finally disposed of.

Order Date :- 18.10.2023

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